

**AN ORDINANCE
BY COUNCILMEMBER CAESAR C. MITCHELL
AS SUBSTITUTED BY CITY UTILITIES COMMITTEE**

06-O-2619

AN ORDINANCE AMENDING THE 2007 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND) BUDGET, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN THE AMOUNT OF FOUR HUNDRED TWENTY FOUR THOUSAND SEVEN HUNDRED SIXTEEN DOLLARS AND EIGHTY SIX CENTS (\$424,716.86) TO TRANSFER FUNDS FROM THE RESERVE FOR APPROPRIATIONS FOR THE WATER UTILITIES LOCATOR SERVICES PROJECT; TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO PAY ALL OUTSTANDING INVOICES TO UTILIQUEST, LLC; ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBERS: 2J21 (WATER & WASTEWATER RENEWAL & EXTENSION) 524001 (CONSULTANT/PROFESSIONAL SERVICES) Q42001 (ENGINEERING PLANNING & DESIGN); AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") owns and operates a water and wastewater treatment and collection system; and

WHEREAS, the City's Department of Watershed Management ("DWM") has identified the need to fund certain Water Locator Services costs; and

WHEREAS, the DWM seeks to provide funding for the Water Locator Services; and

WHEREAS, the City did enter into an assignment and restated agreement with UtiliQuest, LLC ("UtiliQuest") on April 29, 2003 for a period of one (1) year with two (2) one (1) year renewal options at the sole discretion of the City; and

WHEREAS, the City exercised its first renewal option and executed Renewal Agreement No. 1 but did not exercise the second renewal option; and

WHEREAS, accordingly, UtiliQuest's Contract with the City technically expired on February 10, 2006 although it continued to provide services under such expired Contract at the City's request because such services are integral to the City maintaining underground facility locating services as required by the State of Georgia; and

WHEREAS, the City Council approved payment of outstanding invoices to UtiliQuest in the amount of Seven Hundred Fifty Thousand Dollars and No Cents (\$750,000.00), pursuant to Resolution 06-R-1374, adopted by Council on August 21, 2006 and approved by the Mayor on August 29, 2006; and

WHEREAS, the City is in possession of the final remaining outstanding invoices from UtiliQuest in an amount not to exceed Four Hundred Twenty Four Thousand Seven Hundred Ten Dollars and Eighty Six Cents (\$424,710.86).

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS:

SECTION 1: That the Chief Financial Officer is authorized to amend the FY 2007 (Water and Wastewater Revenue Fund) Budget as follows:

TRANSFER FROM APPROPRIATIONS

2J21 T11001	Water and Wastewater Renewal & Extension Fund	
791001	Reserve for Appropriations	<u>\$424,716.86</u>

TRANSFER TO APPROPRIATIONS

2J21 Q42001	Water and Wastewater Renewal & Extension Fund	
724001	Consultant/Prof. Services	<u>\$424,716.86</u>


SECTION 2: That the Chief Financial Officer is authorized to remit payment of all outstanding invoices to UtiliQuest, LLC, in an amount not to exceed Four Hundred Twenty Four Thousand Seven Hundred Ten Dollars and Eighty Six Cents (\$424,710.86).

SECTION 3: That all outstanding invoices will be charged to and paid from Fund, Account and Center Number 2J21 (WATER & WASTEWATER RENEWAL & EXTENSION) 524001 (CONSULTANT/PROFESSIONAL SERVICES) Q42001 (ENGINEERING PLANNING & DESIGN).

SECTION 4: That all ordinances or parts of ordinances that are in conflict with the provisions of this ordinance are waived to the extent of the conflict.

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BY

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AN ORDINANCE AMENDING THE 2007 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND) BUDGET, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN THE AMOUNT OF FOUR HUNDRED TWENTY FOUR THOUSAND SEVEN HUNDRED SIXTEEN DOLLARS AND EIGHTY SIX CENTS (\$424,716.86) TO TRANSFER FUNDS FROM THE RESERVE FOR APPROPRIATIONS FOR THE WATER UTILITIES LOCATOR SERVICES PROJECT; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") owns and operates a water and wastewater treatment and collection system; and

WHEREAS, the City's Department of Watershed Management ("DWM") has identified the need to fund certain Water Locator Services costs; and

WHEREAS, the Department of Watershed Management seeks to provide funding for the Water Locator Services; and

WHEREAS, funds are needed in the amount of Four Hundred Twenty Four Thousand Seven Hundred Sixteen Dollars and Eighty Six Cents (\$424,716.86).

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS:

SECTION 1: That the Chief Financial Officer is authorized to amend the FY 2007 (Water and Wastewater Revenue Fund) Budget as follows:

TRANSFER FROM APPROPRIATIONS

2J21 T11001	Water and Wastewater Renewal & Extension Fund	
791001	Reserve for Appropriations	<u>\$424,716.86</u>

TRANSFER TO APPROPRIATIONS

2J21 Q42001	Water and Wastewater Renewal & Extension Fund	
724001	Consultant/Prof. Services	<u>\$424,716.86</u>

SECTION 2: That all ordinances or parts of ordinances that are in conflict with the provisions of this ordinance are waived to the extent of the conflict.

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Legislative Counsel (Signature): Megan S. Middleton 

Contact Number: 6207

Originating Department: Watershed Management

Committee(s) of Purview: City Utilities

Council Deadline: October 30, 2006

Committee Meeting Date(s): November 14, 2006 Full Council Date: November 20, 2006

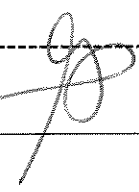
Commissioner Signature 

CAPTION

AN ORDINANCE AMENDING THE 2007 (WATER AND WASTEWATER RENWEAL AND EXTENSION FUND) BUDGET, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN THE AMOUNT OF FOUR HUNDRED TWENTY FOUR THOUSAND SEVEN HUNDRED SIXTEEN DOLLARS AND EIGHTY SIX CENTS (\$424,716.86) TO TRANSFER FUNDS FROM THE RESERVE FOR APPROPRIATIONS FOR THE WATER UTILITIES LOCATOR SERVICES PROJECT; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any) \$424,716.86

Mayor's Staff Only

Received by Mayor's Office: 11/20/06 (date) Reviewed by: 

Submitted to Council: 11/20/06 (date)